

BANGALORE DISTRICT.

Official Memorandum No D. Dis. 55—21-22, dated 8th April 1922.

Under para 24 of the Village Panchayet Election Rules, 1918, Messrs. Naranappa, Thayappa and Rudra Chari have been duly elected as members of the Village Panchayet at Thindlu vice Messrs. Pillanna, Muniswamaiya and Ramanujah, who have absented themselves from more than three consecutive meetings of the Village Panchayet.

B. RAMASWAMAIYA,
Deputy Commissioner.

SHIMOGA DISTRICT.

Notification dated 7th April 1922.

It is hereby notified that the right of levying tolls on carts entering the limits of the Town Municipality of Shimoga during a period of one year, from 1st July 1922 to 30th June 1923, will be put to public auction at 12 noon on Friday, the 12th May 1922, subject to conditions herein after described.

2. The sale will be conducted in the office of the President of the Town Municipality, by the President or in his absence from headquarters, by the Vice-President of the Municipality.

3. The right shall be knocked down to the highest approved bidder and shall, in case the sale is conducted by the Vice-President, be subject to formal confirmation by the President, who reserves to himself the power of accepting or rejecting any bid at his discretion, without assigning any reasons for the same. The President further reserves to himself the power to dispose of the right by tenders or, otherwise if the bids obtained at the auction are not considered satisfactory.

4. Persons intending to bid at the auction must attend in person or by a duly accredited agent. Every such person shall deposit beforehand a sum of Rs. 100 as earnest money. The deposits made by unsuccessful bidder will be returned at the close of the sale.

5. The successful bidder hereinafter termed contractor, shall, on the sale being knocked down to him, at once deposit a sum sufficient to make up with his previous deposit one-twelfth of the amount of his bid, and a further sum equal to two-twelfths of the bid amount on or before the 20th June 1922 and he shall also execute, before the said date, an agreement on stamped paper binding himself and heirs to observe the conditions hereinafter set forth. If default is made either in making the deposits or in executing the agreement as above, the amounts, if any, already deposited, will be forfeited and the right to collect the toll shall be forthwith resold or otherwise disposed of by the President.

Conditions.

(1) The amount for which the right has been finally purchased shall be payable in equal monthly instalments commencing from July 1921. Each instalment shall be regarded as the rent for the month in respect of which it is payable and shall be paid into the treasury on or before the 20th of the month. In case of default, the President shall be at liberty to suspend further collections of toll by the contractor, direct the forfeiture of the deposit made by him and dispose of the right to collect toll during the remaining period of the year by resale, tender or otherwise as he may deem fit. Such resale or other disposal shall be at the risk of the defaulting contractor, who shall not be entitled to any gain accruing thereby, but in case of loss he shall be liable to make good the deficiency between the amount payable for the period under the terms of his contract and the amount fetched by the resale or other disposal. In the latter case, i.e., in case of loss, the forfeited deposit of the contractor shall be taken towards the recoupment of such loss. Should, however, the forfeited deposit be greater than the loss by resale or other disposal, the whole of such deposit shall be credited to the Municipality.

(2) The deposit of three-twelfths of the bid amount made by the contractor shall be taken as a guarantee for the due fulfilment of the contract; and if not forfeited, shall be returned after a month after the expiry of the contract.

(3) No remission or abatement of rent or compensation on any account shall be claimable by the contractor.

(4) Interest at 6 per cent per annum shall be recoverable on all arrears from the date

(5) Tolls shall be levied at the rates detailed below:

	Rs. a. p.
1. Carts drawn by one or more pairs of bullocks, buffaloes, horses, ponies, asses or mules when laden	0 4 0
2. Do do when empty	0 2 0
3. Carts drawn by one bullock, buffalo, horse, pony, ass or mule, when laden	0 2 0
4. Do empty	0 1 0
4a. The presence in the cart of two days' supply of fodder or gram or kadale, not exceeding 10 seers per cart for the use of the animals, and flour or rice or ragi or any other food grain, not exceeding 17 seers per cart, together with necessary utensils for the use of the owner, shall not bring the cart under the category of laden carts.	

(6) A board exhibiting the rates of toll as above written or painted legibly in English and Kannada characters, shall be put up at every toll-gate.

(7) A second toll shall not be levied on one and the same cart in the course of the same day, which shall count from midnight to midnight.

(8) No toll shall be levied on carts engaged in the passage of troops or military stores or equipages or of Police Officers on duty or any person or property in their custody or of any property *bona fide* belonging to Government as established by the production of a certificate from the Head of the Department or office to which it belongs; also on carrying contractor's carts conveying timber of the Forest Department.

Toll shall be collected only at the temporary sheds to be put up at the Municipal boundaries on the Benkipur road, the Holehonnur road and the Jail road and at ookads built on the Honnali road, Tirthahalli road, Sagar road and Shikarpur road.

(9) No toll shall be levied on carts on which mohatarfa tax has been levied by the Municipality. Such cart will be numbered by the Vice-President of the Municipality, who will issue a pass therefor.

(10) The levy of tolls shall, generally, be subject to the conditions laid down in the late Chief Commissioner's Notification No. 274, dated 4th November 1876.

(11) An account of the daily collections at the several gates shall be maintained by the contractor, and at the end of every month a copy thereof shall be sent to the Vice-President for check. The account shall be open to inspection at all times by the President, Vice-President, Amildar of Shimoga Taluk, or such other officer or Councillor of the Municipality as the President may specially authorise on this behalf.

(12) The right shall not be transferred by sale, gift or otherwise or sub-rented without the previous sanction of the President, who reserves to himself the right to reject any application therefor without assigning reasons.

(13) The names of persons appointed by the contractor in connection with the levy of toll at the several gates shall be previously reported to the Vice-President.

(14) The contractor shall be held responsible for the due fulfilment of the terms of contract, and in the event of any infringement of any of the conditions thereof, it shall be competent to the President to impose upon the contractor a fine not exceeding Rs. 50 for every such act of infringement. The fines so imposed shall be at once paid up by the contractor, and in case of default, it shall be competent to the President to suspend further collection of toll by the contractor and to dispose of the right to collect toll during the remaining period of the year by sale or otherwise as he may determine; such resale or other disposal being at the risk of the defaulting contractor in the manner explained in condition (1) *supra*.

(15) The imposition of a fine or the cancellation of the contract under the preceding para, shall be no bar to the prosecution of the contractor or his employees for any offence, or to the institution of other legal steps against them under any law in force for the time being.

B. BHIMA RAO,

For President.

KADUR DISTRICT.

Notification dated 4th April 1922.

It is hereby notified for general information that the right of collecting tolls at Bommenahalli on the Narasimharajapura-Shimoga road for the year 1922-23 will be sold by public auction in the Deputy Amildar's office at Narasimharajapura on Saturday the 22nd April 1922, by the Deputy Commissioner or an Assistant Commissioner of the Kadur District, deputed by him for the purpose.

The tolls are to be levied at rates given below :—

Items	Rate if laden or ridden			Rate if unladen or led		
	Rs.	A.	P.	Rs.	A.	P.
On every motor car	1	0	0	1	0	0
" bicycle or tricycle	0	4	0	0	4	0
" Four-wheeled carriage	0	12	0	0	12	0
" Two-wheeled carriage	0	4	0	0	2	0
" Cart drawn by two bullocks, buffaloes, horses, ponies or mules	0	4	0	0	2	0
" Camel	0	4	0	0	2	0
" Elephant	1	0	0	1	0	0
" Buffalo or bullock per head	0	1	0	0	0	6
" Horse	0	1	6	0	0	9
" Ass	0	0	6	0	0	3
" Cart or other vehicle not on springs drawn by a single bullock, buffalo, horse, pony, ass or mule	0	2	0	0	1	0

2. The President of the District Board reserves to himself the right of accepting or rejecting any bid without assigning any reason for the same.

3. The full amount of contract is payable in twelve equal monthly instalments due on or before the 10th of the following month. The contractor shall pay as soon as the sale is over a deposit equal to four monthly instalments for the due performance of the contract. The amount in deposit will, if the conditions of the contract are complied with, be credited towards the instalments due for the last four months of the contract.

4. If the deposit is not made immediately after the close of the sale the contract will be resold at the risk of the approved bidder. If default is made in the payment of instalment interest at one pie per rupee per month will be levied till the date of the payment and the unexpired portion of the contract will also be liable to be sold at the discretion of the President and the deficit will be recovered from the defaulting contractor.

5. Only one toll shall be levied at the toll-gate on any cart, etc., passing along the toll-gate within a period of twenty-four hours, i.e., from sun rise to sun rise.

6. No toll shall be levied for the passages of carriages, cart or animals (a) belonging to Local Boards. (b) Conveying District Fund servants on duty or property in the custody of such servants (c) licensed by the District Board during the period for which they have been licensed and (d) engaged by the Postal Department to convey mails (*vide* section 65 of the Local Boards Regulation).

7. No toll should be levied on the carts engaged in connection with the passage of troops or Military stores or equipages belonging to the Police Officers travelling on duty or belonging to Government when such exemption is claimed on the authority of a certificate granted by the Head of the Department to which it belongs.

8. A table of the authorised tolls shall be legibly written in English and Kanarese and shall be put up in a conspicuous place near the toll-gate.

9. When payment of toll is made a receipt shall be granted to the person making the payment.

K. MYLAR RAO,
President, District Board.